

AMENDED IN SENATE AUGUST 20, 2010
AMENDED IN ASSEMBLY AUGUST 17, 2010
AMENDED IN SENATE SEPTEMBER 9, 2009
AMENDED IN SENATE AUGUST 17, 2009
AMENDED IN SENATE JULY 15, 2009
AMENDED IN SENATE JUNE 29, 2009
AMENDED IN ASSEMBLY JUNE 1, 2009
AMENDED IN ASSEMBLY MAY 4, 2009
AMENDED IN ASSEMBLY APRIL 22, 2009

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 1108

Introduced by Assembly Member Fuentes
(Coauthor: Assembly Member Bradford)

February 27, 2009

An act to add and repeal Section 2800 of the Public Utilities Code, relating to utility service.

LEGISLATIVE COUNSEL'S DIGEST

AB 1108, as amended, Fuentes. Electric and gas utility service: master-meter customers.

Existing law authorizes the owner of a master-metered mobilehome park or manufactured housing community that provides gas or electric service to residents to transfer ownership and operational responsibility for its gas or electric system to the gas or electrical corporation providing

service in the area in which the park or community is located, pursuant to specified transfer and cost allocation procedures.

This bill would require the Public Utilities Commission, by July 1, 2011, to open an investigation or other appropriate proceeding to evaluate and report to the Legislature, by January 1, ~~2013~~ 2014, when an owner of a ~~master-metered~~ mobilehome park or manufactured housing community that provides *master-metered* gas or electric service to its residents of the park or community should be required to transfer responsibility for gas or electric service to the gas or electrical corporation providing service in the area in which the park or community is located, along with those plant, facilities, and interests in real property that the *commission, in consultation with the* gas or electrical corporation, determines are necessary, convenient, or cost effective to provide service. The bill would require the commission to ~~consult with the Department of Housing and Community Development and county departments of weights and measures, to identify those master-metered mobilehome parks and manufactured housing communities with unsafe or substandard conditions that should be transferred~~ *include in the report a recommended phase-in schedule for potential transfers, the estimated costs and benefits to the gas or electrical corporations for the transfer of responsibility, and the potential benefits or costs to affected residents and ratepayers. The bill would require the commission, in consultation with the Department of Housing and Community Development, to develop a system for any inspections that may be necessary to define, find, determine, or prioritize unsafe or substandard master-metered systems, but the bill would specify that this provision not be interpreted to require physical inspections of gas or electric systems.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 2800 is added to the Public Utilities Code,
- 2 to read:
- 3 2800. (a) By July 1, 2011, the commission shall open an
- 4 investigation or other appropriate proceeding to evaluate and report
- 5 to the Legislature when the owner of a ~~master-metered~~ mobilehome
- 6 park or manufactured housing community that provides ~~gas or~~
- 7 ~~electric service to~~ *master-metered gas or electric service to its*
- 8 residents should be required to transfer responsibility for gas or

1 electric service to the gas or electrical corporation providing service
2 in the area in which the park or community is located, along with
3 those plant, facilities, and interests in real property that the gas or
4 electrical corporation *commission, in consultation with the gas or*
5 *electrical corporation*, determines are necessary, convenient, or
6 cost effective to provide service.

7 ~~(b) The commission shall consult with the Department of~~
8 ~~Housing and Community Development and the county departments~~
9 ~~of weights and measures to identify those gas or electric systems~~
10 ~~with unsafe or substandard conditions that should be transferred.~~
11 ~~The report shall include a recommended phase-in schedule for the~~
12 ~~potential transfers and the estimated costs to the gas or electrical~~
13 ~~corporations for the transfers of responsibility.~~

14 *(b) The commission shall include in the report developed*
15 *pursuant to subdivision (a) a recommended phase-in schedule for*
16 *potential transfers, the estimated costs and benefits to the gas or*
17 *electrical corporations for the transfer of responsibility, the*
18 *potential costs or benefits to the residents currently served by the*
19 *master-metered systems, and the potential benefits or costs to*
20 *ratepayers.*

21 *(c) As part of the investigation or proceeding required pursuant*
22 *to subdivision (a), the commission, in consultation with the*
23 *Department of Housing and Community Development, shall*
24 *develop a system, including protocols, standards, or criteria, for*
25 *any inspections that may be necessary to define, find, determine,*
26 *or prioritize unsafe or substandard systems, as determined by the*
27 *commission in consultation with the Department of Housing and*
28 *Community Development, that should be transferred to a gas or*
29 *electrical corporation. When developing this system, the*
30 *commission shall consider safety or other complaint records to*
31 *establish priorities for any necessary inspections.*

32 *(d) This section shall not be interpreted to require physical*
33 *inspections of gas or electric systems. To the extent feasible, the*
34 *commission shall rely on existing data or information from sources*
35 *such as a state or local agency, a gas or electrical corporation,*
36 *or an owner of mobilehome park or manufactured housing*
37 *community to prepare the report required pursuant to subdivision*
38 *(a). Upon request by the commission or Department of Housing*
39 *and Community Development, an owner of mobilehome park or*
40 *manufactured housing community shall submit information on the*

1 *location or type of its gas or electric system or any other*
2 *reasonable information deemed necessary to prepare the report.*

3 ~~(e)~~

4 (e) The report shall balance the goal of providing residents of
5 mobilehome parks and manufactured housing communities with
6 gas and electric service that is as safe and reliable as that which
7 the commission requires gas and electrical corporations to supply
8 to residential customers and the requirement of fairness to the gas
9 or electrical corporation's ratepayers, who have already reimbursed
10 the master-meter customer for maintenance costs, operating costs,
11 return on investment, and depreciation, as well as other costs
12 associated with providing ~~submetered~~ *master-metered* electric and
13 gas service, through the rate differential afforded master-meter
14 customers pursuant to Section 739.5.

15 ~~(d)~~

16 (f) The commission shall report the plan to the Legislature no
17 later than January 1, ~~2013~~ *2014*. The report shall be submitted in
18 compliance with Section 9795 of the Government Code.

19 ~~(e)~~

20 (g) Pursuant to Section 10231.5 of the Government Code, this
21 section is repealed on January 1, ~~2017~~ *2018*.